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SEP 10 2008

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 07/24/08 03:06 PM
DEPUTY Bonnie Oberbillig
RECORDED - REQUEST OF
Kuna City

AMOUNT .00

4

108084422

TECHNICAL SUPPORT

ORDINANCE NO. 2008-21

AN ORDINANCE ANNEXING CERTAIN REAL PROPERTY, NOW KNOWN AS PARCELS S1434441000, S1434336100, S1434100000, S1534410000 AND S1434427810 SITUATED IN THE UNINCORPORATED AREA OF ADA COUNTY, IDAHO, AND CONTIGUOUS TO THE CORPORATE LIMITS OF THE CITY OF KUNA, TO THE CITY OF KUNA, IDAHO; ESTABLISHING THE ZONING CLASSIFICATION OF SAID REAL PROPERTY; DIRECTING THAT COPIES OF THIS ORDINANCE BE FILED AS PROVIDED BY LAW; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Kuna, Idaho is a municipal corporation organized and operating under the laws of the State of Idaho and is authorized to annex to and incorporate within the boundaries of the City contiguous real property in the manner provided by Section 50-222, Idaho Code; and

WHEREAS, KSP Idaho, LLC, James J. Gatzolis and Kelley Revocable Trust & Jack Sioukas Revocable Trust, owners of the parcels of real property situate in the unincorporated area of Ada County and particularly described in Section 2 of this ordinance has requested, in writing, annexation of said real property to the City of Kuna; and

WHEREAS, the Planning and Zoning Commission of the City, pursuant to public notice as required by law, held a public hearing on May 27, 2008, as required by Section 67-6525, Idaho Code, where it was recommended to the Mayor and Council that the annexation and zoning request be approved with zoning classification of A, Agricultural; and

WHEREAS, the Kuna City Council, pursuant to public notice as required by law, held a public hearing on July 1, 2008 on the proposed annexation and zoning for the real property described in Section 2 below, as required by Section 67-6525, Idaho Code, made findings and determined that the requested annexation should be granted with the zoning classification of A; and

WHEREAS, the zoning classification of A is appropriate to meet the requirements of the Kuna City Code and should be granted,

NOW, THEREFORE, BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE CITY OF KUNA, IDAHO, as follows:

Section 1: The Kuna City Council hereby finds and declares that the real property described below is contiguous to the City, that said property can be reasonably assumed to be used for the orderly development of the City, and that

the owners of said property have requested, in writing, annexation thereof to the City.

Section 2: The real property, all situated in Ada County, Idaho, adjacent and contiguous to the City, commonly known as Parcels S1434441000, S1434336100, S1434100000, S1534410000 and S1434427810 and more particularly described in "Exhibit A"- Legal Description and "Exhibit B"- Site Map, attached hereto and incorporated herein by reference as if fully set forth below, is annexed to and incorporated in the incorporated territorial limits of the City of Kuna, Idaho.

Section 3: From and after the effective date of this Ordinance, all property and persons within the boundaries and territory described above shall be subject to all ordinances, resolutions, police regulations, taxation, and other powers of the City of Kuna.

Section 4: The zoning land use classifications of the land described in Section 2 above is hereby established as A, Agricultural as provided by the Zoning Ordinance of the City. The Zoning Map of the City is hereby amended to include the real property described in Section 2 above in the C-1 zoning land use classifications.

Section 5: The City Clerk is hereby directed to file, within ten (10) days of passage and approval of this Ordinance, a certified copy of this Ordinance with the offices of the Auditor, Treasurer, and Assessor of Ada County, Idaho, and with the Idaho State Tax commission, Boise, Idaho, as required by Section 50-223, Idaho Code, and to comply with the provisions of Section 63-215, Idaho Code, with regard to the preparation and filing of a map and legal description of the real property annexed by this Ordinance.

Section 6: This Ordinance shall take effect and be in force from and after its passage, approval, and publication as required by law. In lieu of publication of the entire ordinance, a summary thereof in compliance with Section 50-901A, Idaho Code, may be published.

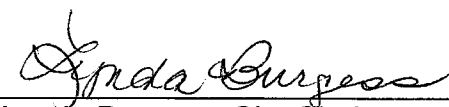
DATED this 15th day of July, 2008.

CITY OF KUNA
Ada County, Idaho

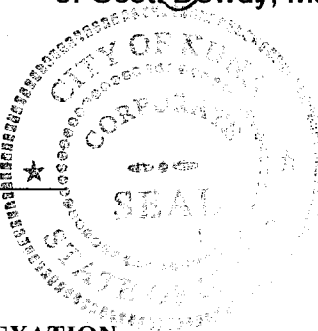


J. Scott Dowdy, Mayor

ATTEST:



Lynda Burgess, City Clerk



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DESCRIPTION FOR
KSP IDAHO, LLC
ANNEXATION DESCRIPTION

MAY 23, 2008

A PARCEL OF LAND BEING A PORTION OF SECTION 34, TOWNSHIP 2
NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO, BEING
MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SECTION 34, T.2N.,
R.1E., B.M., THE REAL POINT OF BEGINNING OF THIS DESCRIPTION;

THENCE N 00°19'24" E, 818.86 FEET ALONG THE WEST LINE OF THE
SW 1/4 OF SAID SECTION 34 TO A POINT;

THENCE S 89°23'28" E, 673.76 FEET TO A POINT;

THENCE N 00°16'43" E, 1282.37 FEET TO A POINT;

THENCE S 89°21'40" E, 2021.93 FEET TO A POINT;

THENCE N 01°13'02" E, 537.26 FEET TO THE NORTHEAST CORNER OF
SAID SW 1/4 (CENTER 1/4 CORNER);

THENCE N 01°13'02" E, 2637.84 FEET TO THE NORTHWEST CORNER OF
THE NE 1/4 (NORTH 1/4 CORNER);

THENCE S 89°20'20" E, 2627.08 FEET TO THE NORTHEAST CORNER OF
SAID SECTION 34;

THENCE S 00°50'41" W, 2633.83 FEET TO THE SOUTHEAST CORNER OF
THE NE 1/4 (EAST 1/4 CORNER);

THENCE S 00°50'47" W, 2633.62 FEET TO THE SOUTHEAST CORNER OF
SAID SECTION 34;

THENCE N 89°26'24" W, 2661.30 FEET TO THE SOUTHEAST CORNER OF
THE SW 1/4 (SOUTH 1/4 CORNER);

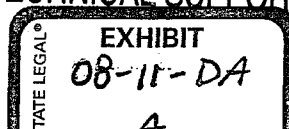
THENCE N 89°27'20" W, 2661.96 FEET TO THE REAL POINT OF BEGINNING
OF THIS DESCRIPTION, SAID PARCEL CONTAINING 429.14 ACRES, MORE
OR LESS.

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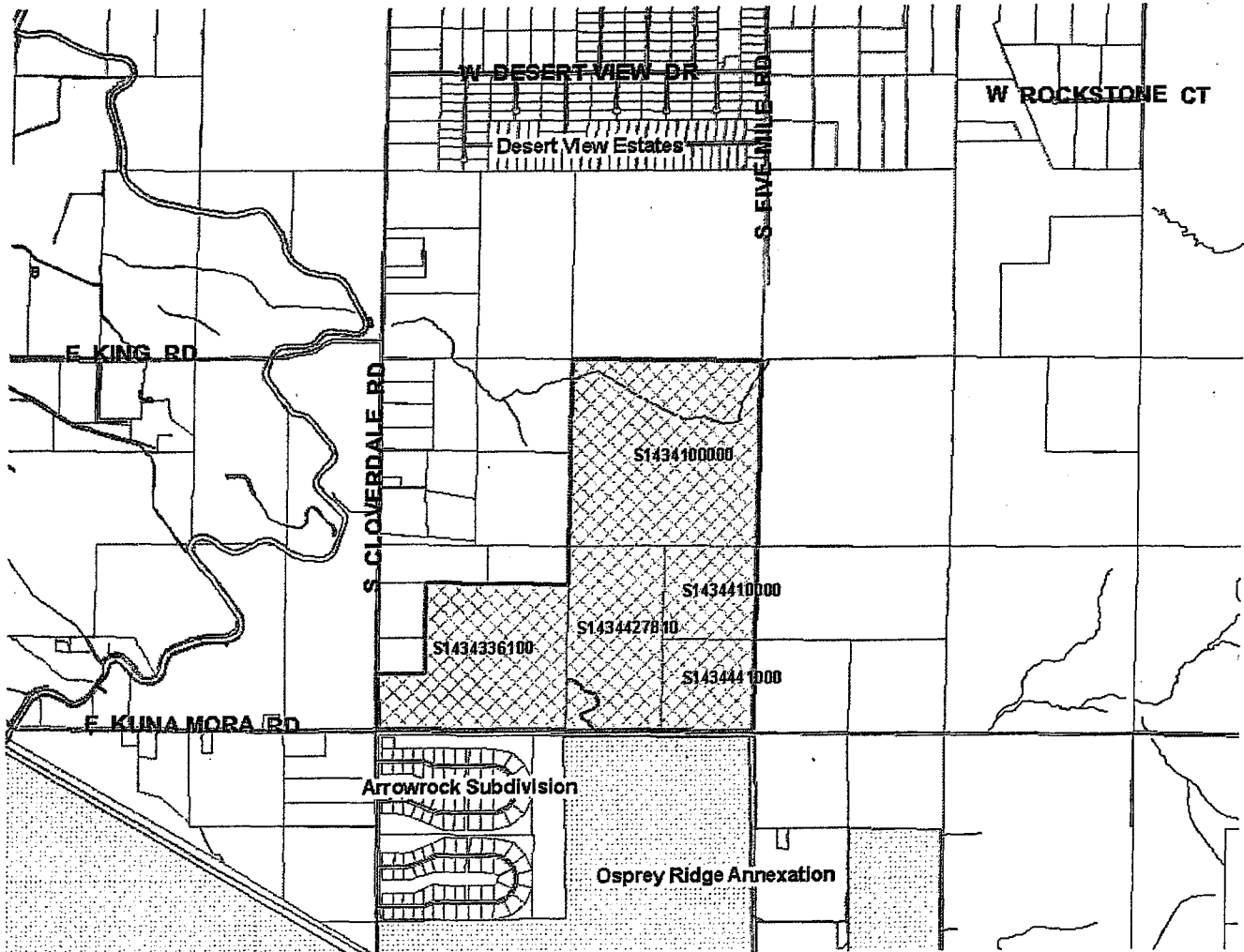
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21348 ANNEX



**KSP IDAHO LLC
VICINITY MAP**



General Location: North of E Kuna Mora Road, East of S Cloverdale Road

Owner/Representative: KSP Idaho, LLC

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EXHIBIT B